

VT0B.104A



PATENT

copy

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Bereman, R. D. 10/007724)
)
Assignee: Vector Tobacco Ltd.)
)
Patent No.: 6,789,548)
)
Issued: September 14, 2004)
)
For: METHOD OF MAKING A)
SMOKING COMPOSITION)

PETITION UNDER 37 C.F.R. § 1.324
FOR CORRECTION OF INVENTORSHIP
OF U.S. PATENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mail Stop: Petition

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FEB 02 2005
TC 1700

Dear Sir:

Pursuant to 35 U.S.C. § 256, 37 C.F.R. § 1.324, and M.P.E.P. § 1481, Vector Tobacco Ltd., the assignee, hereby petitions the Commissioner to correct the inventorship of the above-referenced patent by adding Patrick Rainey as an inventor. Robert D. Bereman is currently listed as the sole inventor.

Pursuant to 37 C.F.R. § 1.324, this Petition is accompanied by (1) a statement from Patrick Rainey, an omitted inventor, that omission of him as a named inventor occurred without deceptive intention on his part, and that he agrees to the requested change of inventorship; (2) a statement from Robert D. Bereman, a current named inventor, that he agrees to the requested change of inventorship; (3) a statement from the assignee, Vector Tobacco Ltd., indicating agreement to the change of inventorship; and (4) the petition fee set forth in 37 C.F.R. § 1.20(b).

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Pursuant to M.P.E.P. § 1485, also enclosed are two copies of a Certificate of Correction, form PTO-1050, suggesting the manner in which the requested correction of inventorship be made.

If any issues remain following consideration of this petition, please call the undersigned attorney.

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: 1/19/05

By: 

Rose M. Thiessen
Registration No. 40,202
Attorney of Record
Customer No. 20,995
(619) 235-8550

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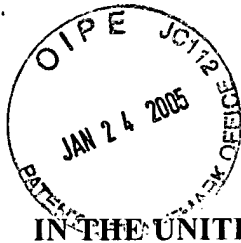
STATEMENT OF PATRICK RAINEY
CONSENTING TO HIS ADDITION
AS AN INVENTOR UNDER 37 C.F.R. § 1.324

I, Patrick Rainey, declare as follows:

1. I am a citizen of the United States of America, residing at 9249 Shallcross Way, Raleigh, NC, 27617.
2. Robert D. Bereman is currently listed as the sole inventor in the above referenced patent.
3. I believe that I should be named as an inventor, and that the omission of my name as an inventor on the patent when it was issued was due to inadvertent error made without deceptive intent.
4. I agree to the addition of myself as an inventor in U.S. Patent No. 6,789,548.
5. I declare that all statements made herein are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 1/11/05

Signed: 
 Patrick Rainey



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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)
 Assignee: Vector Tobacco Ltd.)
)
 Patent No.: 6,789,548)
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STATEMENT OF ROBERT D. BEREMAN
CONSENTING TO THE ADDITION OF PATRICK RAINEY
AS AN INVENTOR UNDER 37 C.F.R. § 1.324

I, Robert D. Bereman, declare as follows:

1. I am a citizen of the United States of America, residing at Woodfield Dead End Road, Apex, NC 27502.

2. I am currently listed as the sole inventor in the above referenced patent.

3. I agree to the addition of Patrick Rainey as an inventor in U.S. Patent No. 6,789,548. The omission of Patrick Rainey as a named inventor was made by inadvertent error and without deceptive intent.

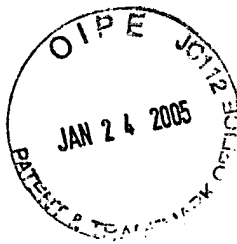
4. I declare that all statements made herein are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 1/11/05

Signed: Robert D. Bereman

Robert D. Bereman

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STATEMENT OF VECTOR TOBACCO LTD.
CONSENTING TO THE ADDITION OF PATRICK RAINEY
AS AN INVENTOR UNDER 37 C.F.R. § 1.324

This is a statement by Vector Tobacco Ltd. (the "Assignee") consenting and agreeing to the addition of Patrick Rainey as an inventor on the patent referenced above. Robert D. Bereman is currently listed as sole inventor. The person signing this statement is authorized to act on behalf of the Assignee.

The assignment from Robert D. Bereman to Vector Tobacco Ltd. is recorded in the USPTO Assignment Division at Reel/Frame 012742/0664 (recorded on April 5, 2002). A true copy of the assignment from Patrick Rainey to Vector Tobacco Ltd. is attached hereto. The foregoing documents represent the complete chain of title for U.S. Patent No. 6,789,548 from the inventors to Vector Tobacco Ltd.

The Assignee agrees to the addition of Patrick Rainey as an inventor in U.S. Patent No. 6,789,548. The omission of Patrick Rainey as a named inventor on the application was made by inadvertent error and without deceptive intent.

I declare that all statements made herein are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or

Patent No.: 6,789,548
Issued: September 14, 2004

imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or any patent issued thereon.

Vector Tobacco Ltd.

By:  _____

Name: Marc N. Bell

Title: Senior Vice President and General Counsel

Date: January 12, 2005

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ASSIGNMENT

WHEREAS, I, Patrick Rainey, a United States citizen, residing at 9249 Shallcross Way, Raleigh, NC, 27617, and my co-inventor Robert D. Bereman, have invented certain new and useful improvements in a METHOD OF MAKING A SMOKING COMPOSITION for which applications for Letters Patent in the United States have been filed, Application No. 10/871,863, filed June 18, 2004, and Application No. 10/007,724, filed November 9, 2001, now U.S. Patent No. 6,789,548; said applications and patent claiming priority to United States provisional applications entitled METHOD FOR PRODUCING AND MARKETING CIGARETTES WITH MINIMAL LARGE AROMATIC HYDROCARBONS, Application No. 60/247,163, filed November 10, 2000; and a METHOD AND PRODUCT FOR REMOVING CARCINOGENS FROM TOBACCO SMOKE, Application No. 60/322,132, filed September 11, 2001; and applications for Letters Patent including International Application No. PCTUS01/47307, filed November 9, 2001; European Application No. 01990024.0 filed November 9, 2001; Japanese Application No. 2002-540588, Filed November 9, 2001; and Hong Kong Application No. 04104789.3, filed November 9, 2001.

AND WHEREAS, VECTOR TOBACCO LTD. (hereinafter "ASSIGNEE"), a Bermuda Corporation, with its principal place of business at Hemisphere Management Company, Clarendon House, 2 Church Street, Hamilton, HM 11, Bermuda, desires to acquire my entire right, title, and interest in and to the said improvements and the said applications and patent:

NOW, THEREFORE, in consideration of the sum of One Dollar (\$1.00) to me in hand paid, and other good and valuable consideration, the receipt of which is hereby acknowledged, I, the said co-inventor, do hereby acknowledge that I have sold, assigned, transferred and set over, and by these presents do hereby sell, assign, transfer and set over, unto the said ASSIGNEE, its successors, legal representatives and assigns, my entire right, title, and interest throughout the world in, to and under the said improvements, and the said applications and patent and all provisional applications relating thereto, and all divisions, renewals and continuations thereof, and all Letters Patent of the United States that may be granted thereon and all reissues and extensions thereof, and all rights of priority under International Conventions and applications for Letters Patent that may hereafter be filed for said improvements in any country or countries foreign to the United States including regional phase applications in Europe, and all Letters Patent which may be granted for said improvements in any country or countries foreign to the United States and all extensions, renewals and reissues thereof; and I hereby authorize and request the Commissioner of Patents of the United States, and any Official of any country or countries foreign to the United States, whose duty it is to issue patents on applications as aforesaid, to issue all Letters Patent for said improvements to the said ASSIGNEE, its successors, legal representatives and assigns, in accordance with the terms of this instrument.

AND I HEREBY covenant and agree that I will communicate to the said ASSIGNEE, its successors, legal representatives and assigns, any facts known to me respecting said improvements, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths and generally do everything possible to aid the said ASSIGNEE, its successors, legal representatives and assigns, to obtain and enforce proper patent protection for said improvements in all countries.

IN TESTIMONY WHEREOF, I hereunto set my hand and seal this 11 day of January, 2005.


Patrick Rainey

STATE OF NC }
COUNTY OF Granville } ss.

On 1/11/2005, before me, DAWN ADOCK, personally appeared Robert D. Bereman personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he executed the same in his authorized capacity(ies), and that by his signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

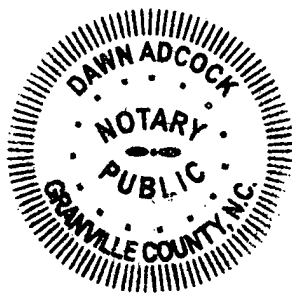
WITNESS my hand and official seal.

[SEAL]

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Dawn Adcock

Notary Signature



My Commission expires
April 27, 2008